IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 17420 of 2006

Dated 20th September, 2006

Between

G.Ramulu ....Petitioner

And

General Manager, Singareni Collieries Limited,
Kothagudem and ors.

....Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 17420 of 2006

ORDER:

The petitioner, who is working as Chemist in the Singareni Collieries Company Limited, has filed this Writ Petition, questioning the order of transfer dated 29-7-2006 issued in proceedings No.CRP/PER/PM/672/1139.

It is the case of the petitioner that he is transferred from Mandamarri to Khairagura only to accommodate the fifth respondent. By proceedings dated 17-7-2006, a common order was passed effecting transfer of 23 employees, in which fifth respondent was transferred to Khairagura. Though fifth respondent was initially transferred from Srirampur to Khairagura, but the said order was modified on 29-7-2006, by posting him to Mandamarri. It is

submitted by the learned Counsel for the petitioner that as much as impugned order is passed only to accommodate the fifth respondent, it cannot be said that order of transfer is passed on administrative grounds.

In the counter affidavit filed on behalf of the respondents, it is stated that the request of the fifth respondent was considered in view of his representation about sudden demise of his son-in-law and also, medical necessities of his grand children. It is further stated that the petitioner had been working in the present station from last more than eleven years.

Merely because request of the fifth respondent was considered for posting him to Mandamarri, it cannot be said that the order of transfer is malafide one. Taking individual hardships of the employees, it is always open for the management to consider and pass orders of transfers. In view of the explanation in the counter affidavit, for posting of the fifth respondent to a place at Mandamarri, I see no valid ground to interfere with the order of transfer. However, as it is submitted by the learned Counsel for the petitioner that the petitioner has submitted representation on 2-8-2006 for modification of his posting order, it is open for the respondents to consider the same, uninfluenced by the order of this Court, on its own merits.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 20-09-2006.
Msnr.